

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE NATIONAL PRESCRIPTION	)	MDL 2804
	)	
OPIATE LITIGATION	)	Case No. 1:17-md-2804
	)	
<i>This Document Relates to:</i>	)	Hon. Dan Aaron Polster
	)	
<i>Track Three Cases</i>	)	
_____	)	

**UNOPPOSED MOTION TO DISMISS RITE AID CORPORATION**

Pursuant to Rule 21 of the Federal Rules of Civil Procedure, Plaintiffs Lake County and Trumbull County hereby move to dismiss Defendant Rite Aid Corporation from the Track Three cases without prejudice. Rite Aid Corporation does not oppose this motion.

On June 16, 2020, Rite Aid Corporation filed a motion under Rule 12(b)(2) to dismiss the complaints in the Track Three cases for lack of personal jurisdiction. (Doc. 3338.) If this Rule 21 motion is granted, the Rule 12(b)(2) motion to dismiss for lack of personal jurisdiction will become moot.

WHEREFORE, Plaintiffs Lake County and Trumbull County respectfully request that the Court grant this motion and dismiss Rite Aid Corporation from the Track Three cases without prejudice.

Date: January 21, 2021

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 21st day of January, 2021, I electronically filed the foregoing document with the Clerk of Court by using the CM/ECF System. The foregoing will be served on counsel of record.

/s/Peter H. Weinberger

Peter H. Weinberger

*Plaintiffs' Liaison Counsel*